



**Virginia Department of Fire Programs
State Fire Marshal's Office**



Application for *Emergency or Special Operations* permit to **USE** explosives.

INSTRUCTIONS

All information must be printed in ink or typewritten.

Line 1. Provide name of person or company applying for a permit.

Line 2. List telephone number where applicant may be reached.

Line 3. Use mailing address the applicant can expect the quickest service.

Line 4. What is the physical address (location) of the permit applicant if it's different from the mailing address given?

Line 5. List city, state and zip code for the complete mailing address.

Line 6. Write in the Federal Identification Number as provided by the IRS for the company applying for the permit. The FIN is the unique identifier the SFMO uses to establish its database for permits. All permits, past, present and future, are listed under the applicant's FIN.

Line 7. Print the name of the person signing the application. Sections 107.2 and 3301.2.3.1 of the Statewide Fire Prevention Code allows only those persons certified as a Blaster or have been issued a Background Clearance Card (BCC), in accordance with Sections 3301.4.1 and 3301.2.3.1.1 respectively, may sign an application for a permit to STORE explosives. (A BCC does not represent the card holder as a Certified Blaster but it does represent successful completion of the criminal history records check as required by § 27-97.2 of the Code of Virginia.)

Line 8. Emergency declaration information is provided on line 8. If it is not an emergency, the permit for Special Operations must be secured prior to the use of explosives.

Line 9. Provide a written narrative and include all information necessary to evaluate the merits and need for a permit to use explosives under an emergency condition or for a special operation. Sufficient information and clarity should be provided so that a permit could be issued without the delay of conducting a site visit by the State Fire Marshal's Office prior to permit issuance. The type of information to accompany the application can include, but is not limited to, what adverse effects people and property may be exposed to, what measures are being taken to protect people and property from such exposures, a listing of all hazardous materials and their quantities, if any are present or involved, the circumstances that require or merit the use of explosives, etc.

Line 10. In addition to an anticipated date for using explosives, provide an address, the nearest intersection(s) or GPS coordinates where the use of explosives will take place.

In those localities where the State Fire Marshal's Office has enforcement authority, a separate application to use explosives for emergencies or special operations is required for each incident or circumstance. Photocopies of this application can be made and used.

NOTE: It's important to determine if the State Fire Marshal's Office (SFMO) has authority for the location for at which an emergency or special operations permit is being applied for. For a list of localities that have the services of its own local fire official to enforce the SFPC and issue permits may be obtained by calling this office at 804-371-7170 or go to the internet at: http://www.vafire.com/state_fire_marshall/PDFs/local_fire_officials.PDF

Line 11. Section 3307.1 of the SFPC allows only those persons who are "certified by the SFMO as a restricted or unrestricted blaster" or "supervised on-site by a person properly certified by the SFMO as a restricted or unrestricted blaster", to engage in the use of explosives or blasting agents. List the certification numbers of the persons who the applicant is authorizing to use explosives under the permit applied being for.

Line 12. Pursuant to § 27-97.2 of the Code of Virginia any person, as an individual or as a representative of a company, who applies for a permit to manufacture, store, use, handle or sell explosives shall not have been

READ AND COMPLY WITH APPLICATION INSTRUCTIONS!

convicted of any felonious act, or has had their rights restored by the Governor or other appropriate authority. Please indicate whether you as the applicant have ever been convicted of a felonious act.

Lines 13 through 17: Self-explanatory. Submit the completed application to the address listed at the bottom of the application.

An incomplete application is subject to return without processing.



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VIRGINIA STATE FIRE MARSHAL'S OFFICE
APPLICATION FOR *EMERGENCY OR SPECIAL OPERATIONS* PERMIT
TO USE EXPLOSIVES

1. Name/Company: _____ 2. Company Phone #: _____
3. Mailing address: _____
4. Physical address if different from above: _____
5. City/State/Zip: _____ 6. FID (Federal Identification Number): _____
7. Name and Blaster Certification or Background Clearance Card (BCC) number of person submitting application: _____

(PRINT NAME)

(Certification or BCC #)

8.

NOTICE

The Statewide Fire Prevention Code (SFPC) Section 3301.1, Exception #5 excludes from the code *"the use of explosives materials by federal, state and local regulatory, law enforcement and fire agencies acting in their official capacities."*

This application is for a permit to USE explosives by entities that are not the beneficiaries of such exemption but must use explosives within a set of circumstances that may be of an emergency nature, or for special operations, neither of which can wait for the normal application and review process. Examples of emergency or special operations are:

1. Outside normal business hours, the use of explosives to facilitate the removal of rockslide debris from roadways, the installation of utility poles to restore power, etc.
2. The removal or transportation of hazardous materials, including ordinance disposal. The situation is of such nature that the removal or transportation of the material itself would expose the public to an unacceptable risk and the immediate disposal of the hazard materials by detonation *in place* is the most viable method.

For an emergency it is not necessary to make application and receive the permit prior to the use of explosives under the emergency provisions of the SFPC as administered by the SFMO. But through a subsequent review, the SFMO administratively requires the concurrence or validation of local officials to determine the use was truly under emergency conditions. Failure to obtain this concurrence to use explosives could result in the issuance of a Notice of Violation or summons to court for failing to obtain the routine permit to USE explosives as required by the SFPC.

Even though the emergency may have passed, a permit will be issued and will be valid for 7 days in the event explosives are still necessary for follow-up work. This **does not apply** to Special Operations that are outside the scope of an emergency. Special Operation's permits must be secured prior to the use of explosives.

Please provide the name and telephone number of the local official that aided in the determination of the emergency:

Name of local fire official:

Name of local fire official's
agency or department:

Local agency's full mailing address:

Telephone number:

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9. Provide a short written narrative of the circumstance or condition necessitating the need for an emergency or special operations permit to use explosives. To ensure a permit is issued without undue delay, include all pertinent information conducive to remotely evaluating the application without a site visit by SFMO personnel. This should include, but is not limited to, what adverse effects people and property may be exposed to if explosives are used or not used, what measures are being taken to protect people and property from such exposures, specific listing of hazard materials and their quantities, if any are present or involved, etc. (Attached additional pages if necessary.)

10. The use of explosives under the permit being applied for will occur at (Provide address, nearest intersection[s] or GPS coordinates):

within the jurisdictional boundaries of: ☐ City ☐ County: _____ on (date) ____/____/20____.

11. Certified Blasters. List the certification numbers of those persons the applicant is authorizing to operate under the permit being applied for. A blasting operation using explosive materials shall only be performed by a Va. SFMO certified blaster. Non-certified personnel may use explosives but only when under the direct on-site supervision of a Va. SFMO certified blaster. (Attach additional pages as needed.)	12. Conviction of a Felony Have you ever been convicted of a felony? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, have your voting rights been restored? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, when restored? (required) Mo ____ Day ____ Year ____

13. By my signature below, I attest the above information is correct and I acknowledge and agree to comply with all requirements of the Virginia Statewide Fire Prevention Code (SFPC); including but not limited to the following:

- Blast records shall be kept in accordance with Section 3307.16 and made available for inspection by the SFMO representative upon request;
- Any airblast and/or ground vibration generated as a result of the functioning of the explosives shall be within limits established in NFPA 495-01 as it is referenced in the Statewide Fire Prevention Code;
- All flyrock (debris) will be confined to the blast site as it's defined and required in the Statewide Fire Prevention Code;
- A bond or insurance policy in an amount not less than \$500,000.00 is provided and documented proof is attached to this application; or is on file with the SFMO; or is readily available on site; and
- Any permit issued is for an emergency condition or for a special operation, is site specific, expires 7 days from the date of issuance, and is non-renewable.

14. Signature of person named on line 7:	15. Date:
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16. Should a permit be issued based upon this application, it will not be for any other jurisdiction other than the jurisdiction shown on line 9 of this application and for the specific incident or circumstance for which it is issued. (Please refer to the information provided in the "note" for line 9 in the application instructions.)

17. Submit completed application accompanied by the required fee of **\$75.00** in the form of a check or money order made payable to the **TREASURER OF VIRGINIA**:

Virginia Department of Fire Programs
State Fire Marshal's Office
Explosives Section
1005 Technology Park Drive
Glen Allen, Virginia 23059-4500
804-371-0220

IMPORTANT: Application must include a photocopy of the Blasters Certification Card or Background Clearance Card issued to the individual who's name is printed on line 7 and is signing line 13.